

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

SONIA PAGAN,	:	CIVIL ACTION
Plaintiff	:	
	:	
v.	:	NO. 09-00002
	:	(consolidated)
AARON OGDEN, BARRY JOZWIAK,	:	
AND COUNTY OF BERKS,	:	
Defendants	:	

ORDER

AND NOW, this 30th day of July, 2010, upon consideration of defendants' motion for summary judgment (Doc. #40), plaintiffs' response thereto (Doc. # 43, 44, 46), and defendants' reply (Doc. # 48), IT IS HEREBY ORDERED that:

1. Defendants' motion is GRANTED in part, and DENIED in part;
2. Defendants' summary judgment motion is GRANTED as to:
 - a. Ms. Cambrelen's Fourth Amendment claim;
 - b. Ms. Cambrelen's Fourteenth Amendment claim;
 - c. Ms. Pagan and Ms. Cambrelen's Monell claims;
 - d. Ms. Pagan and Ms. Cambrelen's reckless disregard claims;
 - e. Ms. Cambrelen's request for punitive damages;
 - f. Ms. Pagan's negligence claim;
 - g. Ms. Cambrelen's assault claim;
 - h. Ms. Cambrelen's battery claim;
 - i. Ms. Cambrelen's intentional infliction of emotional distress claim;

- j. Ms. Pagan's wrongful death claim against former Sheriff Jozwiak and the County of Berks; and
 - k. Ms. Pagan's survival action claim against former Sheriff Jozwiak and the County of Berks;
- 3. Defendants' summary judgment motion is DENIED as to all other claims; and
 - 4. Judgement is HEREBY entered in favor of defendants Aaron Ogden, Barry Jozwiak, and County of Berks and against plaintiff Jasmine Cambrelen.

BY THE COURT:

/s/ LAWRENCE F. STENGEL
LAWRENCE F. STENGEL, J.